

COUNCIL MINUTES
TIGARD CITY COUNCIL MEETING
June 11, 2002

Mayor Griffith called the meeting to order at 6:33 p.m.

City Council Present: Mayor Griffith; Councilors Dirksen, Moore, Patton and Scheckla.

STUDY SESSION:

- **ONLINE HEALTH INSURANCE ENROLLMENT:** Human Resource Analyst Sherrie Burbank was present to advise that City of Tigard health insurance participants will need to enroll online between July 1-19. Ms. Burbank offered her assistance to those Council members who participate in the health insurance plan. She added that a health risk analysis will be required as part of the process.
- **AT&T MERGER WITH COMCAST:** Assistant to the City Manager Liz Newton advised the Council will be asked to consider an ordinance to approve the transfer of the cable franchise. Metropolitan Area Communications Commission (MACC) staff has reviewed the legal issues related to this transfer and is recommending approval. Ms. Newton distributed a June 11, 2002, letter from Communication Workers of America (CWA) with concerns noted. MACC Legal Counsel Pam Beery advised Ms. Newton that the CWA issues were not relevant to the transfer.
- **NON-ISLAND ANNEXATION POLICY UPDATE/BULL MOUNTAIN ANNEXATION SURVEY:** City Manager Monahan introduced this agenda item. A June 11, 2002, memorandum regarding the Bull Mountain annexation public survey was distributed. Community Development Director Hendryx referred to the draft survey questions. 300 residents will be interviewed next week and the study will be completed by the end of June. After discussion, Council decided that the 300 surveys should be split 50/50: 150 residents in Tigard and 150 residents in the potential annexation area.
- **INTERNAL REVENUE SERVICE RULES ON EMPLOYEE EXPENSES:** Finance Director Prosser reviewed IRS rules on taxable fringe benefits and distributed a list of those benefits that need to be reported for income tax purposes. Employees will be briefed on this matter beginning June 12, 2002.

- **WALL STREET LOCAL IMPROVEMENT DISTRICT (LID) PROCESS AND THE CAPITAL IMPROVEMENT PROJECT BUDGET:** Written public testimony was submitted with regard to the 2002/2003 Capital Improvement Projects Budget, citing concerns with the potential Wall Street LID. City Engineer briefed the City Council on the LID process. (For more detailed information, see the June 3, 2002, memorandum from Mr. Duenas, which is part of the packet material prepared for the consideration of the City's 2002/03 budget, Agenda Item No. 8). A preliminary engineer's report will be prepared and submitted to the Council about next March. Council will receive updates approximately every three months. There will be ample opportunity for Council and public input.
- **COMMUNITY ACTION INFORMATION:** Council discussed information it received from the Community Action Organization detailing the type and amount of assistance it provides to the City of Tigard through the Neighborshare program. Mayor Griffith advised he would be requesting to amend the budget for a \$3,000 contribution to Neighborshare. There was brief Council discussion about the information provided. It was also noted that City budgeting will be tighter in the years ahead and community events and social service requests will be examined more closely.

EXECUTIVE SESSION: The Tigard City Council will go into Executive Session at 7:14 p.m. to discuss a Real Property Transaction under ORS 192.660(1) (e).

Executive Session adjourned at 7:27 p.m.

1. BUSINESS MEETING

- 1.1 Mayor Griffith called the City Council and Local Contract Review Board Meeting to order at 7:35 p.m.
- 1.2 Roll Call: Mayor Griffith; Councilors Dirksen, Moore, Patton, and Scheckla.
- 1.3 Pledge of Allegiance
- 1.4 Council Communications & Liaison Reports: None
- 1.5 Call to Council and Staff for Non-Agenda Items: None

2. VISITOR'S AGENDA

- Kathy Onsurez and Teresa Olsen representing the Tigard High School Marching Band announced there will be bingo games at Tigard High School every Thursday, from 7-9:15 p.m. Proceeds will be used to fund the Marching Band's activities.

3. CONSENT AGENDA: Motion by Councilor Dirksen, seconded by Councilor Patton, to adopt the Consent Agenda as follows:

- 3.1 Approve Council Minutes for May 21, and 28, 2002

- 3.2 Receive and File:
 - a. Council Calendar
 - b. Tentative Agenda
- 3.3 Adopt Employer Payment of Employee's Public Employees Retirement System (PERS) Contributions for Sworn Personnel in the Police Management Group – Resolution No. 02 - 33
- 3.4 Adopt a Cost of Living Adjustment for the Management/Supervisory/Confidential Group Employees Effective July 1, 2002 – Resolution No. 02 -34
- 3.5 Approve the Tigard Gang Officer's Attendance at the National Gang Violence Conference
- 3.6 Approve Lt. DeVeny's Attendance at the FBI National Academy
- 3.7 Local Contract Review Board:
 - a. Award Contract for Architectural Engineering Services for HVAC Modification Project for City Hall to EESI

The motion was approved by a unanimous vote of Council present:

Mayor Griffith	-	Yes
Councilor Dirksen	-	Yes
Councilor Moore	-	Yes
Councilor Patton	-	Yes
Councilor Scheckla	-	Yes

4. PUBLIC HEARING – APPROVE THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEAR 2002-2003

- a. Mayor Griffith opened the public hearing.
- b. City Engineer Duenas presented the staff report. Mr. Duenas reviewed the Capital Improvement Program public process and reported on project highlights for last year. He reviewed the program priorities for 2002-03. A number of letters citing concerns with the Wall Street Local Improvement District (LID) were received in recent weeks. A letter from the Tualatin Riverkeepers, dated June 11, 2002, was submitted to the City Council as testimony for this public hearing. Mr. Duenas reviewed the process for the LID and advised that a preliminary report will be prepared and completed in about March 2003. Periodic reports will be submitted to Council (about every three months) on the progress of the preliminary report. The LID process provides opportunity for Council and public input. The proposed new library building is a separate process from the LID process.

c. Public Testimony:

- A letter from the Tualatin Riverkeepers, dated June 11, 2002, was submitted to the City Council as testimony for this public hearing. A copy of this letter is on file in the City Recorder's office.

d. Staff recommended that the Council approve the CIP as presented.

e. Mayor Griffith closed the public hearing.

f. Motion by Councilor Moore, seconded by Councilor Dirksen, to adopt the fiscal year 2002-2003 Capital Improvement Program and projects.

The motion was approved by a unanimous vote of Council present:

Mayor Griffith	-	Yes
Councilor Dirksen	-	Yes
Councilor Moore	-	Yes
Councilor Patton	-	Yes
Councilor Scheckla	-	Yes

5. **CONSIDER A RESOLUTION AUTHORIZING A FIVE-YEAR INTERFUND LOAN FROM THE GENERAL FUND TO THE GAS TAX FUND FOR FINANCING THE CITY'S SHARE OF THE 69TH AVENUE LOCAL IMPROVEMENT DISTRICT (LID)**

a. Finance Director Prosser presented the staff report, which is on file in the City Recorder's office.

b. Motion by Councilor Moore, seconded by Councilor Patton to adopt Resolution No. 02-35.

RESOLUTION NO. 02-35 -- A RESOLUTION AUTHORIZING A FIVE-YEAR INTERFUND LOAN FROM THE GENERAL FUND TO THE GAS TAX FUND FOR FINANCING OF THE CITY'S SHARE OF THE 69TH AVENUE LOCAL IMPROVEMENT DISTRICT

The motion was approved by a unanimous vote of Council present:

Mayor Griffith	-	Yes
Councilor Dirksen	-	Yes
Councilor Moore	-	Yes
Councilor Patton	-	Yes
Councilor Scheckla	-	Yes

6. PUBLIC HEARING – CONSIDER A RESOLUTION CERTIFYING THAT THE CITY OF TIGARD PROVIDES SERVICES QUALIFYING FOR STATE SHARED REVENUES

- a. Mayor Griffith opened the public hearing.
- b. Finance Director Prosser presented the staff report, which is on file in the City Recorder's office.
- c. Public Testimony: None
- d. Staff recommended that the Council adopt the proposed resolution.
- e. Mayor Griffith closed the public hearing.
- f. Motion by Councilor Patton, seconded by Councilor Dirksen, to adopt Resolution No. 02-36.

RESOLUTION NO. 02-36 -- A RESOLUTION CERTIFYING THAT THE CITY OF TIGARD PROVIDES SERVICES QUALIFYING FOR STATE SHARED REVENUES

The motion was approved by a unanimous vote of Council present:

Mayor Griffith	-	Yes
Councilor Dirksen	-	Yes
Councilor Moore	-	Yes
Councilor Patton	-	Yes
Councilor Scheckla	-	Yes

7. PUBLIC HEARING - CONSIDER AN ORDINANCE DECLARING THE CITY'S ELECTION TO RECEIVE STATE REVENUES

- a. Mayor Griffith opened the public hearing.
- b. Finance Director Prosser presented the staff report, which is on file in the City Recorder's office.
- c. Public Testimony: None
- d. Staff recommended that the Council adopt the proposed ordinance.

- e. Motion by Councilor Dirksen, seconded by Councilor Patton, to adopt Ordinance No. 02-23.

ORDINANCE NO. 02-23 -- AN ORDINANCE DECLARING THE CITY'S ELECTION TO RECEIVE STATE REVENUES

The motion was approved by a unanimous vote of Council present:

Mayor Griffith	-	Yes
Councilor Dirksen	-	Yes
Councilor Moore	-	Yes
Councilor Patton	-	Yes
Councilor Scheckla	-	Yes

8. PUBLIC HEARING - CONSIDER A RESOLUTION ADOPTING THE BUDGET, MAKING APPROPRIATIONS, DECLARING THE VALOREM TAX LEVY AND CLASSIFYING THE LEVY AS PROVIDED BY ORS 310.060(2) FOR FISCAL YEAR 2002-2003

- a. Mayor Griffith opened the public hearing.
- b. Finance Director Prosser presented the staff report, which is on file in the City Recorder's office.
- c. Public Testimony: None
- d. Mayor Griffith closed the public hearing.
- e. Staff recommended that the Council adopt the proposed resolution.
- f. Mayor Griffith noted additional information had been received from the Community Action Organization about the contributions of the Neighborshare program in the City of Tigard.

Motion by Mayor Griffith to grant the Community Action Organization \$3,000, thereby amending the proposed budget by reducing the General Fund Contingency by \$3,000 for this expenditure.

Council discussion on the motion followed with it being clarified that the Council could adopt the proposed budget resolution "as amended" if the motion to grant Community Action Organization the \$3,000 was approved by Council. Councilor Patton said she appreciated receiving this additional information from the Community Action Organization and said she would like

to see this type of information on a regular basis. She also cautioned that future funding for programs will get "tighter" and the City will have to make some hard decisions about funding of programs.

Councilor Dirksen seconded the motion.

The motion was approved by a unanimous vote of Council present:

Mayor Griffith	-	Yes
Councilor Dirksen	-	Yes
Councilor Moore	-	Yes
Councilor Patton	-	Yes
Councilor Scheckla	-	Yes

- g. Motion by Councilor Moore, seconded by Councilor Patton, to adopt Resolution No. 02-37, as amended.

RESOLUTION NO. 02-37 -- A RESOLUTION OF THE CITY OF TIGARD ADOPTING THE BUDGET, MAKING APPROPRIATIONS, DECLARING THE VALOREM TAX LEVY AND CLASSIFYING THE LEVY AS PROVIDED BY ORS 310.060(2) FOR FISCAL YEAR 2002-03.

The motion was approved by a unanimous vote of Council present:

Mayor Griffith	-	Yes
Councilor Dirksen	-	Yes
Councilor Moore	-	Yes
Councilor Patton	-	Yes
Councilor Scheckla	-	Yes

9. CONSIDER A RESOLUTION ADOPTING A NEW FEE SCHEDULE FOR LAND USE APPLICATIONS

- a. Planning Manager Dick Bewersdorff presented the staff report, which is on file in the City Recorder's office.
- b. During Council discussion, staff advised that the Homebuilder's Association has reviewed the proposed new fee schedule and their comment was that they would prefer the fees be updated on a regular basis. Council agreed that all fees should be reviewed regularly.
- c. Motion by Councilor Moore, seconded by Councilor Patton, to adopt Resolution No. 02-38.

RESOLUTION NO. 02-38 -- A RESOLUTION OF THE CITY COUNCIL ADOPTING A NEW FEE SCHEDULE FOR LAND USE PLANNING APPLICATIONS TO REFLECT 100 PERCENT OF PROJECT COSTS, AMENDING RESOLUTION NO. 02-06, AND SETTING AN EFFECTIVE DATE OF JULY 1, 2002.

The motion was approved by a unanimous vote of Council present:

Mayor Griffith	-	Yes
Councilor Dirksen	-	Yes
Councilor Moore	-	Yes
Councilor Patton	-	Yes
Councilor Scheckla	-	Yes

10. COUNCIL LIAISON REPORTS: None

11. NON AGENDA ITEMS: None

Study Session continued at 8:32 p.m.

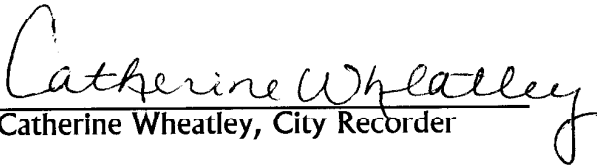
- MAY 21, 2002 ELECTION: Voter precinct information was distributed to the City Council.
- CABLE TELEVISION COVERAGE: Live showings and replays are being aired on new channels. It was suggested that a Cityscape article be published announcing the change.
- COUNCIL VACANCY: City Attorney Ramis advised that moving out of the City would disqualify a Council member from continuing to serve on the City Council. Council reviewed the options it would have with regard to a vacancy as provided in the City Charter.
- COMMUTER RAIL: Councilor Dirksen updated the Council on a recent meeting about the Commuter Rail station for downtown Tigard. There were 18 people attending the meeting. Concerns expressed included parking and potential congestion during train arrivals. The next meeting will be June 27. Mayor asked that Tualatin Valley Fire and Rescue (TVF&R) be advised of any meetings regarding commuter rail.
- EQUIPMENT RENTAL OR SHARING: Councilor Dirksen reported that TVF&R has an agreement with a rental company for equipment that could be used on an emergency basis. City Manager Monahan noted Tigard also has established relationships with rental

companies to use equipment during emergencies. In addition, Tigard has established a system to share resources with the school district and neighboring jurisdictions.

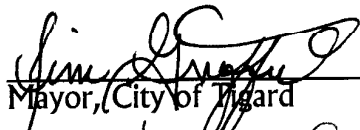
- JUNE 25, 2002, COUNCIL MEETING: Council agreed to start the meeting at 6 p.m. on June 25, to conduct the Executive and Study Sessions. At 7 p.m. the Council will host a small reception with the Indonesian visitors. The business meeting will begin at 7:30 p.m.
- TUPLING BUTTERFLY GARDEN DEDICATION: City Manager Monahan reminded Council of this event, which will be held on Sunday, June 16, at 11 a.m. in Cook Park.

12. EXECUTIVE SESSION: Not held

13. ADJOURNMENT: 9:05 p.m.


Catherine Wheatley, City Recorder

Attest:


Mayor, City of Tigard
Date: July 9, 2002